

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA)
)
) Criminal No. 19-125
v.)
)
) Judge Cathy Bissoon
SEAN ZACHARY HORTON,)
)
)
Defendant.)

MEMORANDUM OPINION

Defendant's Motion (Doc. 91) for a reduction in sentence under Amendment 821 will be denied. At Sentencing, 16 criminal history points were assessed, 14 points based on prior convictions and 2 additional "status points" – resulting in a criminal history category of VI.

Pursuant to Amendment 821, Defendant's 2 status points would be reduced to 1.

His adjusted number of criminal history points, then, is 15. This comfortably remains within criminal history category VI, which applies to defendants with a criminal history score of 13 or higher. Defendant is ineligible for relief. *See, e.g.*, [U.S. v. Banks](#), 2024 WL 919835, *2 (E.D. Pa. Mar. 4, 2024) (holding same, where criminal history category was unchanged).

For these reasons, Defendant's Motion (**Doc. 91**) will be **DENIED**. An order will be filed herewith.¹

April 25, 2024

s/Cathy Bissoon
Cathy Bissoon
United States District Judge

¹ The Court will file form-order AO 247, titled, “Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2).” The document is used to facilitate the Sentencing Commission’s collection and reporting of data regarding motions filed pursuant to Amendment 821. The second page of the two page form-order is not intended for public disclosure. Accordingly, the Court will transmit to Defendant this Memorandum Opinion and page 1 of form-Order AO 247, but not page 2. Importantly, the information supplied on page 2 – a statement of reasons for the Court’s decision – are identical to the contents of this Memorandum Opinion. No information has been withheld.

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